

BRAND & FRULLA

A PROFESSIONAL CORPORATION

923 FIFTEENTH STREET, N.W.
WASHINGTON, D.C. 20005

2003 DEC 17 P 4:54

TELEPHONE: (202) 662-9700

TELECOPIER: (202) 737-7565

December 17, 2003

VIA HAND DELIVERY

Brant S. Levine, Esq.
Office of General Counsel
Federal Election Commission
999 E Street NW
Washington, DC 20463

Re: **MUR 5366**

Dear Mr. Levine:

Pursuant to your letter of November 25, 2003 and your subsequent telephone conversation with Stanley Brand, counsel to Shernoff Bidart & Darras, LLP ("SBD"), enclosed please find an affidavit from Janet K. Smith, Administrator for SBD.

As indicated in the affidavit, Ms. Smith is responsible for supervising all SBD financial disbursements, and, therefore, has direct knowledge of all SBD disbursements to SBD employees.

We trust that this satisfies your request for additional information. If you should have additional questions, please do not hesitate to contact me.

Sincerely,

Corey A. Rubin *MLC*

Corey A. Rubin
Counsel to SBD

CAR:mlc

Enclosure

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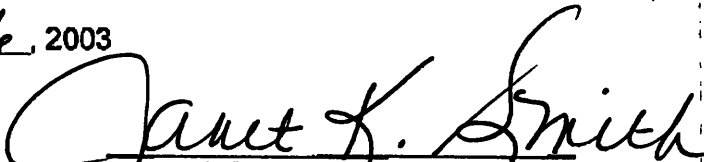
AFFIDAVIT OF JANET K. SMITH

I, Janet K. Smith, do hereby affirm and state:

1. I currently hold the position of Administrator with the law firm of Shernoff Bidart and Darras ("SBD") located at 600 S. Indian Hill Blvd., Claremont, CA.
2. I have been employed by SBD since 1995, and have held the position of Administrator since 1997.
3. As Administrator, I am responsible for managing the administrative affairs of SBD, including supervising all SBD financial disbursements to employees.
4. To my knowledge, at no time did SBD disburse or promise to disburse any funds to any SBD employee as reimbursement for a political contribution made by the employee.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on December 16, 2003


Janet K. Smith

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